



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1
1 CONGRESS STREET, SUITE 1100
BOSTON, MASSACHUSETTS 02114-2023



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URGENT LEGAL MATTER -- PROMPT REPLY NECESSARY
CERTIFIED MAIL: RETURN RECEIPT REQUESTED

January 29, 2001

✓ Actual complete
(1041)
1/29/01

Mr. Stan Steinreich
Vice President, Corporate Relations
Armstrong Holdings, Inc.
2500 Columbia Avenue
P.O. Box 3001
Lancaster, PA 17604-3001

Peterson / Puritan
119

Re: Request for Information Pursuant to Section 104 of CERCLA for Operable Unit Two of the Peterson/Puritan, Inc. Superfund Site in Cumberland, Rhode Island.

Dear Mr. Steinreich:

This letter seeks your cooperation in providing information and documents relating to environmental conditions at, and cleanup of, Operable Unit of the Peterson/Puritan, Inc. Superfund Site in Cumberland, Rhode Island ("Site").

The United States Environmental Protection Agency ("EPA") is investigating the release or threatened release of hazardous substances, pollutants, and contaminants at the Site. This investigation includes an inquiry into the identification, nature, source, and quantity of materials transported to or generated, treated, stored, or disposed of at the Site. EPA is also seeking information concerning those persons responsible for the cleanup of the Site and their ability to undertake or finance that cleanup.

Pursuant to the authority of Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. § 9604(e), you are hereby requested to respond to the Information Request set forth in the Enclosure to this letter.

While EPA seeks your voluntary cooperation in this investigation, compliance with the Information Request is required by law. Failure to provide a complete truthful response to this Information Request within thirty (30) days of your receipt of this letter, or to adequately justify such failure to respond, may subject you to an enforcement action by EPA pursuant to Section 104(e) of CERCLA. This provision permits EPA to seek the imposition of penalties of up to twenty-seven thousand five hundred dollars (\$27,500) for each day of non-compliance.

Please note that responses which are incomplete, ambiguous, or evasive will be treated as complete non-compliance with this Information Request. Also be further advised that provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. § 1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 et seq.

Your response to this Information Request should be mailed to:

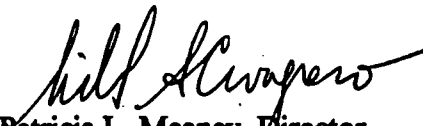
U.S. Environmental Protection Agency
David J. Newton, RPM
P.O. Box 6329
Boston, MA 02114

If you have general questions concerning the Site or this Information Request, please contact David J. Newton at (617) 918-1243. If you have any legal questions, or if your attorney wishes to communicate with EPA on your behalf, please contact Michelle Lauterback, Enforcement Counsel, U.S. Environmental Protection Agency, Region 1 Office of Environmental Stewardship, 1 Congress Street (SES), Boston, MA 02114-2023, or at (617) 918-1774.

Due to the seriousness of the problem at the Site and the legal ramifications of your failure to respond properly, EPA strongly encourages you to give this matter your immediate attention and to respond to this Information Request within the time specified above.

Thank you for your cooperation in this matter.

Sincerely,

for 
Patricia L. Meaney, Director
Office of Site Remediation & Restoration

Enclosure

cc. Bruce Marshall, Chief, Search & Cost Recovery
Michelle Lauterback, EPA Office of Environmental Stewardship
Dave Newton, EPA Remedial Project Manager
Lou Maccarone, MA DEP, Remedial Project Manager

INFORMATION REQUEST QUESTIONS

1. General Information About Respondent

NOTE: All questions in this section refer to the present time unless otherwise indicated.

- a. Provide the full legal name and mailing address of the Respondent.
- b. For each person answering these questions on behalf of Respondent, provide:
 - i. full name;
 - ii. title;
 - iii. business address; and
 - iv. business telephone number and FAX machine number.
- c. If Respondent wishes to designate an individual for all future correspondence concerning this Site, including any legal notices, please so indicate here by providing that individual's name, address, telephone number, and FAX number.
- d. State every address in Rhode Island or within 60 miles of the Site at which the Respondent conducted business during the period being investigated.¹
- e. State the dates during which Respondent conducted business at each such location.
- f. Describe the nature of Respondent's current business at each such location, including but not limited to a brief description of the major products or services Respondent manufactures or provides.
- g. List the Standard Industrial Classification ("SIC") code for the business at each location.
- h. Describe the nature of the Respondent's business at each location during the period being investigated. Specially address Attachment 1 in which drivers for Cal's Enterprises, Inc. reported picking up "large quantities of black cork insulation" from Armstrong Cork Co. in Braintree, Massachusetts. Please describe each and every material found in the following items as reported by drivers for Cal's Enterprises, Inc.:
 - i. "black cork insulation";
 - ii. "black cork tubes";

¹ If the Respondent has conducted business at more than three locations in this area, please contact the EPA representative listed in the cover letter to determine the appropriate scope of your response.

- iii. "large sheets of black cork material";
- iv. "black dust";
- v. "dirty rags";
- vi. "cans with unknown residues";
- vii. "cardboard drums that contained some black dust or powder";
- viii. "automotive gaskets"; and
- ix. "other assorted shop waste".

i. For each location, identify all surveys, studies, or collections of data for which Respondent has submitted information to local, state, federal, or private entities about its waste disposal/recycling practices.

j. Provide a copy of the information submitted by Respondent for such survey or study.

k. Provide a copy of the resulting survey, study, or collection of data.

2. Respondent's Legal and Financial Status

NOTE: All questions in this section refer to the present time unless otherwise indicated.

a. State the number of Respondent's current employees.

b. State the annual average number of persons employed by Respondent for every five year period during the period being investigated.

c. If the Respondent has ever done business under any other name:

- i. list each such name; and
- ii. list the dates during which such name was used by Respondent.

d. Provide the following financial information for each of the last five years:

- i. total sales;
- ii. net income;
- iii. depreciation;
- iv. total assets;
- v. total liabilities; and
- vi. net working capital (or net current assets).

e. For Respondents who are individuals, provide for each of the last five years:

- i. the gross annual income reported to the U.S. Internal Revenue Service; and
- ii. the taxable annual income reported to the U.S. Internal Revenue Service.

f. If Respondent is a corporation, provide:

- i. the date of incorporation;
- ii. state of incorporation;
- iii. agent for service of process;
- iv. the names of current officers;
- v. the names of current directors;
- vi. the names of current shareholders owning more than 5% of Respondent's stock;
- vii. the names of all officers during the period being investigated;
- viii. the names of all directors during the period being investigated; and
- ix. the names of all shareholders owning more than 5% of the Respondent's stock at any time during the period being investigated.

g. If Respondent is a partnership, provide:

- i. the names and addresses of all current partners;
- ii. the names of all partners in the period being investigated; and
- iii. the type of partnership (e.g. general, limited).

h. If Respondent is a trust, provide:

- i. the names and addresses of all current trustees;
- ii. the names and addresses of all current beneficiaries;
- iii. the names of all trustees during the period being investigated;
- iv. the names of all beneficiaries during the period being investigated; and
- v. a copy of the document which sets out the purpose of the trust and the duties and powers of the trustees (e.g. the declaration of trust or trust agreement).

i. If Respondent is, or was at any time during the period being investigated, a subsidiary of, otherwise owned or controlled by, or otherwise affiliated with another corporation or entity, then describe the nature of each such corporate relationship, including but not limited to:

- i. a general statement of the nature of the relationship;
- ii. the dates such relationship existed;
- iii. the percentage of ownership of Respondent that is held by such other entity; and
- iv. for each such affiliated entity provide the names and complete addresses of its parent, subsidiary, and otherwise affiliated entities.

j. Identify all of Respondent's predecessors-in-interest and provide a description of the relationship between Respondent and each of those predecessors-in-interest.

k. If Respondent no longer exists as a legal entity because of dissolution provide:

- i. a brief description of the nature and reason for dissolution;
- ii. the date of dissolution;
- iii. documents memorializing or indicating the dissolution of the entity; and
- iv. a statement of how and to whom the entity's assets were distributed.

l. If Respondent no longer exists as the same legal entity it was during the period being investigated because of transactions involving asset purchases or mergers, provide:

- i. the titles and dates of the documents that embody the terms of such transactions (e.g., purchase agreements, merger and dissolution agreements, etc.);
- ii. the identities of the seller, buyer, and any other parties to such transactions; and
- iii. a brief statement describing the nature of the asset purchases or mergers.

m. If Respondent is a governmental entity, provide:

- i. the complete name of the entity and other governmental entities of which it is a part; and
- ii. all notice and service of process requirements for Respondent.

n. If Respondent has filed for bankruptcy, provide:

- i. the U.S. Bankruptcy Court in which the petition was filed;
- ii. the docket numbers of such petition;
- iii. the date the bankruptcy petition was filed;
- iv. whether the petition is under Chapter 7 (liquidation), Chapter 11 (reorganization), or other provision; and
- v. a brief description of the current status of the petition.

3. Information About Others

a. If you have information concerning the operation of the Site or the source, content or quantity of materials placed/disposed at the Site which is not included in the information you have already provided, provide all such information.

b. If not already included in your response, if you have reason to believe that there may be persons, including persons currently or formerly employed by Respondent, who are able to provide a more detailed or complete response to any of these questions or who may be able to provide additional responsive documents, identify such persons and the additional information or documents that they may have.

c. If not already provided, identify all persons, including Respondent's current and former employees, who have knowledge or information about the generation, use, purchase, treatment, storage, disposal, placement or other handling of materials at, or transportation of materials to, the Site.

4. Compliance with This Request

a. Describe all sources reviewed or consulted in responding to this request, including but not limited to:

- i. the names of all individuals consulted;
- ii. the current job title and job description of each individual consulted;
- iii. the job title and job description during the period being investigated of each individual consulted;
- iv. whether each individual consulted is a current or past employee of Respondent;
- v. the names of all divisions or offices of Respondent for which records were reviewed;
- vi. the nature of all documents reviewed;
- vii. the locations where those documents reviewed were kept prior to review; and
- viii. the location where those documents reviewed are currently kept.

Generator Section

5. Respondent's Operations:

NOTE: All questions in this section refer to the period being investigated unless otherwise indicated.

a. Provide the complete addresses of Respondent's plants and other buildings or structures where Respondent carried out its operations, excluding those locations where only clerical/office work was performed, in the New England States. **Unless otherwise indicated, all following questions refer to these operations.²**

b. Provide a brief description of the nature of Respondent's operations at each location including:

- i. the date such operations commenced and concluded; and

² If the Respondent has more than three separate places of business in this area, please contact the EPA representative listed in the text of the cover letter to determine the appropriate scope of your response.

- ii. the types of work performed at each location, including but not limited to the industrial, chemical, or institutional processes undertaken at each location.
- c. If the nature or size of Respondent's operations changed over time, describe those changes and the dates they occurred.
- d. List the products Respondent manufactured, recycled, recovered, treated, or otherwise processed in these operations.
- e. In general terms, list the types of raw materials used in Respondent's operations.
- f. Provide copies of Material Safety Data Sheets ("MSDS") for materials used in the Respondent's operations.
- g. Describe the cleaning and maintenance of the equipment and machinery involved in these operations, including but not limited to:
 - i. the types of materials used to clean/maintain this equipment/machinery; and
 - ii. the monthly or annual quantity of each such material used.
- h. Describe the methods used to clean up spills of liquid or solid materials during Respondent's operation, including but not limited to:
 - i. the types of materials spilled in Respondent's operations;
 - ii. the materials used to clean up those spills;
 - iii. the methods used to clean up those spills; and
 - iv. where the materials used to clean up those spills were disposed of.
- i. Provide a schematic diagram or flow chart that fully describes and/or illustrates the Respondent's operations.

6. **Respondent's Wastes and Waste Streams (including By-Products):**

NOTE: All questions in this section refer to the period being investigated unless otherwise indicated.

- a. Complete the enclosed "Waste Survey," checking each substance present in Respondent's wastes or by-products and providing all requested information for each such substance that is checked. Specially address Attachment 1 in which drivers for Cal's Enterprises, Inc. reported picking up "large quantities of black cork insulation" from Armstrong Cork Co. in Braintree, Massachusetts. Additionally, address other products that may be produced at this facility, including but not limited to, floor tiles, linoleum,

flooring felt, acoustical plaster, ceiling tiles, and vinyl products. Consider, in the review and reporting of the Respondent's wastes and for completing the above Waste Survey, these additional chemicals:

Trichloroethylene, Carbon Tetrachloride, 1,2-Dichloroethane, Vinyl Chloride, Benzene, para-Dichlorobenzene, 1,1-Dichloroethylene, 1,1,1-Trichloroethane, Bromobenzene, Bromo-Dichloromethane, Bromoform, Bromoethane, Chlorobenzene, Chlorodibromomethane, Chloroethane, Chloroform, Chloromethane, o-Chlorotoluene, p-Chlorotoluene, Dibromomethane, m-Dichlorobenzene, o-Dichlorobenzene, 1,2-Dichloroethylene, Dichloromethane, 1,1-Dichloroethane, 1,2-Dichloropropane, 1,3-Dichloropropane, 2,2-Dichloropropane, Ethylbenzene, Styrene, 1,1,2-Tetrachloroethane, 1,2,3-Trichloropropane, Toluene, p-Xylene, Ethylene Dibromide, and/or 1,2-Dibromo-3-Chloropropane.

b. For each type of waste (including by-products) from Respondent's operations, including but not limited to all liquids, sludges, and solids from the manufacture and treatment of cork insulation, cork tubes and whether asbestos was used in the cork, automotive gaskets, asbestos-containing products, vinyl-containing products, and the above provided additional list of chemicals, provide the following information:

- i. its physical state;
- ii. its nature and chemical composition;
- iii. its color;
- iv. its odor;
- v. the approximate monthly and annual volumes of each type of waste (using such measurements as gallons, cubic yards, pounds, etc.); and
- vi. the dates (beginning & ending) during which each type of waste was produced by Respondent's operations.

c. Provide a schematic diagram that indicates which part of Respondent's operations generated each type of waste, including but not limited to wastes generated by cleaning and maintenance of equipment and machinery and wastes resulting from spills of liquid materials.

d. Identify (see Definitions) the person(s) responsible for collecting and managing each type of waste.

e. Describe how each type of waste was collected and stored at Respondent's operation prior to disposal/recycling/sale/ transport, including:

- i. the type of container in which each type of waste was placed/stored; and
- ii. where each type of waste was collected/stored.

7. **Respondent's Disposal/Treatment/Storage/Recycling/Sale of Waste (including By-Products):**

NOTE: All questions in this section refer to the period being investigated unless otherwise indicated.

ALSO NOTE: Your response to questions in this section must refer to all locations, including but not limited to the Site, to which Respondent sent its wastes.

a. Identify (see Definitions) all individuals who currently have and those who have had responsibility for the disposal, treatment, storage, recycling, or sale of Respondent's wastes.

b. Identify (see Definitions) all individuals who currently have and those who have had knowledge of the disposal/treatment/storage/recycling/sale of Respondent's wastes.

c. Identify (see Definitions) all individuals who currently have and those who have had responsibility for Respondent's environmental matters.

d. For the previous three responses, also provide each individual's:

- i. job title;
- ii. duties;
- iii. dates performing those duties;
- iv. supervisors for those duties;
- v. current position or, if such individual is no longer employed by Respondent, the date of the individual's resignation; and
- vi. the nature of the information possessed by such individuals concerning Respondent's waste management.

e. Describe the containers used to take each type of waste from Respondent's operation, including but not limited to:

- i. the type of container (e.g. 55 gal. drum, dumpster, etc.);
- ii. the colors of the containers;
- iii. any distinctive stripes or other markings on those containers;
- iv. any labels or writing on those containers (including the content of those labels);
- v. whether those containers were new or used; and
- vi. if those containers were used, a description of the prior use of the containers.

f. For each type of waste describe Respondent's contracts, agreements, or other arrangements for its disposal, treatment, or recycling.

- g. Provide copies of such contracts and other documents reflecting such agreements or arrangements.
- h. State where Respondent sent each type of its waste for disposal, treatment, or recycling.
- i. Identify (see Definitions) all entities and individuals who picked up waste from Respondent or who otherwise transported the waste away from Respondent's operations (these companies and individuals shall be called "Waste Carriers" for purposes of this Information Request).
- j. If Respondent transported any of its wastes away from its operations, please answer all questions related to "Waste Carriers" with reference to Respondent's actions.
- k. For each type of waste specify which Waste Carrier picked it up.
- l. For each type of waste, state how frequently each Waste Carrier picked up such waste.
- m. For each type of waste state the volume picked up by each Waste Carrier (per week, month, or year).
- n. For each type of waste state the dates (beginning & ending) such waste was picked up by each Waste Carrier.
- o. Provide copies of all documents containing information responsive to the previous seven questions.
- p. Describe the vehicles used by each Waste Carrier to haul away each type of waste including but not limited to:
- i. the type of vehicle (e.g., flatbed truck, tanker truck, containerized dumpster truck, etc.);
 - ii. names or markings on the vehicles; and
 - iii. the color of such vehicles.
- q. Identify (see Definitions) all of each Waste Carrier's employees who collected Respondent's wastes.
- r. Indicate the ultimate disposal/recycling/treatment location for each type of waste.
- s. Provide all documents indicating the interim and ultimate disposal/recycling/treatment location for each type of waste.

t. Describe how Respondent managed pickups of each waste, including but not limited to:

- i. the method for inventorying each type of waste;**
- ii. the method for requesting each type of waste to be picked up;**
- iii. the identity of (see Definitions) the waste carrier employee/agent contacted for pickup of each type of waste;**
- iv. the amount paid or the rate paid for the pickup of each type of waste;**
- v. the identity of (see Definitions) Respondent's employee who paid the bills; and**
- vi. the identity of (see Definitions) the individual (name or title) and company to whom Respondent sent the payment for pickup of each type of waste.**

u. Identify (see Definitions) the individual or organization (e.g. the Respondent, the Waste Carrier, or, if neither, identify such other person) who selected the location where each of the Respondent's wastes were taken.

v. State the basis for and provide any documents supporting the answer to the previous question.

w. Describe all wastes disposed by Respondent into Respondent's drains including but not limited to:

- i. the nature and chemical composition of each type of waste;**
- ii. the dates on which those wastes were disposed;**
- iii. the approximate quantity of those wastes disposed by month and year;**
- iv. the location to which these wastes drained (e.g. on-site septic system, on-site storage tank, pretreatment plant, Publicly Owned Treatment Works ("POTW"), etc.); and**
- v. whether and what pretreatment was provided.**

x. Identify any sewage authority or treatment works to which Respondent's waste was sent.

y. For all settling tank, septic system, or pretreatment system sludges or other treatment wastes resulting from Respondent's operations, complete the enclosed Waste Survey and respond to all previous questions of this Information Request with reference to such wastes.

z. If not already provided, specify the dates and circumstances when Respondent's waste was taken to the Site, and identify the companies or individuals who brought Respondent's waste to the Site. Provide all documents which support or memorialize your response.

8. **Respondent's Environmental Reporting:**

NOTE: All questions in this section refer to the period being investigated and the last ten years unless otherwise indicated.

- a. Provide all Resource Conservation and Recovery Act ("RCRA") Identification Numbers issued to Respondent by EPA or a state for Respondent's operations.
- b. Identify (see Definitions) all federal offices to which Respondent has sent or filed hazardous substance or hazardous waste information.
- c. State the years during which such information was sent/filed.
- d. Identify (see Definitions) all state offices to which Respondent has sent or filed hazardous substance or hazardous waste information.
- e. State the years during which such information was sent/filed.
- f. List all federal and state environmental laws and regulations under which Respondent has reported to federal or state governments, including but not limited to: Toxic Substances Control Act, 15 U.S.C. §§ 2601 et seq., ("TSCA"); Emergency Planning and Community Right-to-Know Act, 42 U.S.C. §§ 1101 et seq., ("EPCRA"); and the Clean Water Act (the Water Pollution Prevention and Control Act), 33 U.S.C. §§ 1251 et seq.
- g. Identify (see Definitions) the federal and state offices to which such information was sent.

The following form of declaration must accompany all information submitted by Respondent in response to the Information Request:

DECLARATION

I declare under penalty of perjury that I am authorized to respond on behalf of

_____ and that the foregoing is complete, true, and correct.
Respondent

Executed on _____, 20__

Signature

Type Name

Title [if any]

INFORMATION REQUEST INSTRUCTIONS

1. **Answer Every Question Completely.** You are required to provide a separate answer to each and every question and subpart of a question set forth in this Information Request. Incomplete, evasive, or ambiguous answers shall constitute failure to respond to this Information Request and may subject you to the penalties set out in the cover letter.
2. **Number Each Answer.** Number each answer with the number of the question to which it corresponds.
3. **Provide Information about the Period Being Investigated.** You are required to answer each question with respect to the period being investigated, unless the question specifically states otherwise. If the response fails to address the period being investigated, EPA will consider this a failure to comply with the request and may take action against you for this noncompliance.
4. **Provide the Best Information Available.** You must provide responses to the best of Respondent's ability, even if the information sought was never put down in writing or if the written documents are no longer available. You should seek out responsive information from current and former employees/agents. Submission of cursory responses when other responsive information is available to the Respondent will be considered non-compliance with this Information Request.
5. **Identify Sources of Answer.** For each question, identify (see Definitions) all the persons and documents that you relied on in producing your answer.
6. **Submit Documents with Labels Keyed to Question.** For each document produced in response to this Information Request, indicate on the document (or in some other reasonable manner) the number of the question to which it responds.
7. **Continuing Obligation to Provide/Correct Information.** If additional information or documents responsive to this Request become known or available to you after you respond to this Request, EPA hereby requests pursuant to CERCLA Section 104(e) that you supplement your response to EPA. Failure to supplement your response within 30 days of discovering such responsive information may subject you to \$27,500 per day penalties. If at any time after the submission of this response, you discover or believe that any portion of the submitted information is false or misrepresents the truth, you must notify EPA immediately and provide EPA with a corrected response. If any part of the response to this Information Request is found to be false, the signatory to the response and the company may be subject to criminal prosecution.
8. **Complete the Enclosed Declaration.** You are required to complete the enclosed declaration which certifies that the information you are providing in response to this Information Request is true, accurate, and complete.
9. **Confidential Information.** The information requested herein must be provided even though you may contend that it includes confidential information or trade secrets. You may assert a

confidentiality claim covering part or all of the information requested, pursuant to Sections 104(e)(7)(E) and (F) of CERCLA, 42 U.S.C. §§ 9604(e)(7)(E) and (F), and 40 C.F.R. § 2.203(b). All information claimed to be confidential should be contained on separate sheet(s) and should be clearly identified as "trade secret" or "proprietary" or "company confidential." Personal financial information, including individual tax returns, may also be claimed as confidential. In addition, please note that you bear the burden of substantiating your confidentiality claim. Your claim of confidentiality should be supported by the submission of information supporting such a claim; the type of information to be submitted is set out in 40 C.F.R. Part 2. Information covered by a claim of confidentiality will be disclosed by EPA only to the extent, and only by means of the procedures, provided in 40 C.F.R. §§ 2.201-2.311. **If no such claim accompanies the information when it is received by EPA, it may be made available to the public by EPA without further notice to you.** You should read the above cited regulations carefully before asserting a business confidentiality claim, since certain categories of information are not properly the subject of such a claim.

10. Disclosure to EPA Contractor. Information which you submit in response to this Information Request may be disclosed by EPA to authorized representatives of the United States, even if you assert that all or part of it is confidential business information. Please be advised that EPA intends to disclose all responses to this Information Request to one or more of its private contractors listed in the attached EPA Contractor List for the purpose of organizing and/or analyzing the information contained in the responses to this Information Request. If you are submitting information which you assert is entitled to treatment as confidential business information, you may comment on this intended disclosure within fourteen (14) days of receiving this Information Request.

11. Personal Privacy Information. Personnel and medical files, and similar files the disclosure of which to the general public may constitute an invasion of privacy should be segregated from your responses, included on separate sheet(s), and marked as "Personal Privacy Information." You should note however, that unless prohibited by law, EPA may disclose this information to the general public without further notice to you. (Please see Instruction 9 for information concerning treatment of individual tax returns.)

12. Objections to Questions. While the Respondent may indicate that it objects to certain questions in this Information Request, it must provide responsive information notwithstanding those objections. To object without providing responsive information may subject Respondent to the penalties set out in the cover letter.

13. Claims of Privilege. If you claim that any document responsive to this Information Request is a communication for which you assert that a privilege exists for the entire document, identify (see Definitions) the document and provide the basis for asserting the privilege. For any document for which you assert that a privilege exists for a portion of it, provide the portion of the document for which you are not asserting a privilege, identify the portion of the document for which you are asserting the privilege, and provide the basis for such an assertion. Please note that regardless of the assertion of any privilege, any facts contained in the document which are responsive to the Information Request must be disclosed in your response.

EPA CONTRACTOR LIST

CONTRACTOR

CONTRACT NUMBER

Techlaw, Inc.

ZES Contract #68-W-019

Subcontractors (as of 1/28/99):

Blake Investigative Services

Northbridge Environmental Management Consultants

Watts Engineering

Podziba & Associates

Arctic Slope Regional Corporation (ASRC) Aerospace

Contract #68-W-01-002

Effective: 11/16/00

Booz, Allen & Hamilton

GSA ANSWER Contract GS09K99BHD0002, Task ID: R16800391

Effective: 10/05/00

INFORMATION REQUEST DEFINITIONS

All terms not defined herein shall have their ordinary meaning, unless such terms are defined in CERCLA, 42 U.S.C. Section 9601 et seq., RCRA, 42 U.S.C. Section 6901 et seq., or Volume 40 of the Code of Federal Regulations ("CFR"), in which case such statutory or regulatory definitions shall apply.

The following definitions shall apply to the following words as they appear in this Enclosure:

1. The term "you" or "Respondent" shall mean the addressee of this Request, the addressee's officers, managers, employees, contractors, trustees, successors, assigns, and agents, and any predecessor or successor corporations or companies.

2. The terms "document" and "documents" shall mean any method of recording, storing, or transmitting information. "Document" shall include but not be limited to:

(a) writings of any kind, formal or informal, whether or not wholly or partially in handwriting, including (by way of illustration and not by way of limitation) any of the following:

1. invoice, receipt, endorsement, check, bank draft, cancelled check, deposit slip, withdrawal slip, order;
2. letter, correspondence, fax, telegram, telex, Email;
3. minutes, memorandum of meetings and telephone and other conversations, telephone messages;
4. agreement, contract, and the like;
5. log book, diary, calendar, desk pad, journal;
6. bulletin, circular, form, pamphlet, statement;
7. report, notice, analysis, notebook;
8. graph or chart; or
9. copy of any document.

(b) microfilm or other film record, photograph, or sound recording on any type of device;

(c) any tape, disc, or other type of memory generally associated with computers and data processing, together with:

1. the programming instructions and other written material necessary to use such punch card, disc, or disc pack, tape or other type of memory; and
2. printouts of such punch card, disc, or disc pack, tape or other type of memory; and

- (d) **attachments to or enclosures with any document as well as any document referred to in any other document.**

3. The term "identify" or "provide the identity of" means, with respect to a natural person, to set forth: (a) the person's full name, (b) present or last known business and home addresses and telephone numbers; (c) present or last known employer (include full name and address) with job title, position or business; and (d) the person's social security number.

4. The term "identify" or "provide the identity of" means, with respect to a corporation, partnership, business trust, government office or division, or other entity (including a sole proprietorship), to set forth: (a) its full name; (b) complete street address; (c) legal form (e.g. corporation, partnership, etc.); (d) the state under whose laws the entity was organized; and (e) a brief description of its business.

5. The term "identify" or "provide the identity of" means, with respect to a document, to provide: (a) its customary business description (e.g., letter, invoice); (b) its date; (c) its number if any (e.g., invoice or purchase order number); (d) the identity of the author, addressor, addressee and/or recipient; and (e) a summary of the substance or the subject matter. Alternatively, Respondent may provide a copy of the document.

6. The term "material" or "materials" shall mean any and all objects, goods, substances, or matter of any kind, including but not limited to wastes.

7. The terms "the period being investigated" and "the relevant time period" shall mean the period being investigated as specified on the first page of the Information Request Questions.

8. The terms "the Site" or "the facility" shall mean and include the property in the towns of Cumberland and Lincoln in Rhode Island currently identified by EPA as the Peterson/Puritan, Inc. Superfund Site, which is more fully described in the enclosed Site Description.

9. The term "waste" or "wastes" shall mean and include trash, garbage, refuse, by-products, solid waste, hazardous waste, hazardous substances, and pollutants or contaminants, whether solid, liquid, or sludge, including but not limited to containers for temporary or permanent holding of such wastes.

10. The term "asset" shall mean and include but not be limited to the following: cash, commodities, personal property, collectibles, real estate, equipment, vehicles, furniture, inventory, supplies, customer lists, accounts receivable, interest in insurance policies, interests in partnerships, corporations, and unincorporated companies, whether foreign or domestic, securities, patents, stocks, bonds, and other tangible as well as intangible property.

11. The term "real estate" shall mean and include, but not be limited to the following: land, buildings, a house, dwelling place, condominium, cooperative apartment, office or commercial building, including those located outside the United States.

SITE DESCRIPTION

The Second Operable Unit (OU) of the Peterson/Puritan, Inc. Superfund Site is located in the town of Cumberland, in the north-central portion of the State of Rhode Island. The second OU is also known locally and in part as the J. M. Mills Landfill. The Site is surrounded by industrial, residential and semi-rural properties. Bordering the Site to the north is the Hope Webbing Company property located at 88 Martin Street. To the south is the Stop and Shop Market (and strip mall) on Mendon Road (Route 122). To the east is the Mackland Sand and Gravel operations and wetlands formerly known locally as "New River". Finally, to the west is the Blackstone River.

EPA has reason to believe the Site was used for disposal of wastes, including wastes containing hazardous substances, from approximately 1954 to 1986. Within this period of time, the property was primarily used as a privately-owned, mixed municipal and industrial landfill. Sewer sludge was also disposed as part of the daily operation. Various types of large, bulky solid materials (including, but not limited to, tanks, crushed drums, pre-formed concrete structures, railroad ties, demolition debris) are deposited aside of the landfill, along the north and south access roads and along the bank of the river. The Site includes an area to the south of the landfill which was a former transfer station. Materials were stored along the Providence and Worcester rail road tracks to the east bank of the Blackstone River. To the west, and including the Pratt Dam, there is an access point to a small unnamed island within the river. The Site also includes two access roads, current and former, from Martin Street to the north and Route 122 (Mendon Road) to the south. The now closed Lennox Street municipal well in Cumberland is located approximately 1000 feet South-east from the flank of the landfill. This well was closed by the Rhode Island Department of Health in 1979 due to the presence of volatile organic contaminants found in the supply water.

Preliminary samples taken from the Site indicate the presence of volatile organic contaminants (including, but not limited to, trichloroethylene, freon 11, 1,2-dichloroethene, 1,1,1-trichloroethane, benzene) and chromium, nickel, lead, in groundwater. Contaminants found in soils and sediments include benzo(a)pyrene, chrysene, indeno(1,2,3+cd)pyrene, bis(2-ethylhexyl)phthalate, aroclors, and asbestos insulation/transite.

EPA included the Peterson/Puritan, Inc. Site (which includes the J.M. Mills landfill) on the Superfund National Priorities List on September 8, 1983. EPA conducted two separate removal actions on the landfill (September 25, 1991 and September 12, 1997, respectfully) to prevent and maintain controls of unauthorized access to the property and protect against exposures to identified harmful contaminants until further assessments are made. EPA plans to conduct a Remedial Investigation and Feasibility Study to assess the need for additional environmental response(s) at the Site pending formal negotiations with Potentially Responsible Parties for conducting and/or financing the work.

END OF THE INFORMATION REQUEST

THANK YOU FOR YOUR ATTENTION TO THIS MATTER

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I**

Information Request Waste Survey

Name of Respondent: _____

Respondent's Location: _____

Date: _____

	Substance	Physical State when Disposed/Type of Container (e.g. Liquid/5 gal pails, Sludge/55 gal drums, Solid/directly in dumpster.)	Trade Name/Chemical Composition (e.g. Nitric acid/HNO ₃ , Tetrahydrofuran/C ₄ H ₈ O.)	Volume (per month)	Disposal Method and Location (year) (e.g. dumpster('55-68), [Name] Landfill('69-81), [Name] Solvent Reclaimer('82-91).
	Acids				
	Adhesives				
	Asbestos				
	Adsorbents (from spills, leaks, etc.)				
	Automotive Related Wastes:				
	Antifreeze				
	Batteries				
	Brake Fluids				
	Degreasers				
	Lubricants				
	Oils				

	Substance	Physical State when Disposed/Type of Container (e.g. Liquid/5 gal pails, Sludge/55 gal drums, Solid/directly in dumpster.)	Trade Name/Chemical Composition (e.g. Nitric acid/HNO ₃ , Tetrahydrofuran/C ₄ H ₈ O.)	Volume (per month)	Disposal Method and Location (year) (e.g. dumpster('55-68), [Name] Landfill('69-81), [Name] Solvent Reclaimer('82-'91).
	Oil Filters				
	Transmission fluids				
	other:				
	Batteries				
	Bleaches				
	Caustics/Alkalis				
	Chemicals				
	Cleaning compounds or fluids				
	Coolants				
	Degreasers				
	Disinfectants				
	Distillation Byproducts (Still Bottoms)				
	Dyes				
	Etching Solutions				
	Filters				

	Substance	Physical State when Disposed/Type of Container (e.g. Liquid/5 gal pails, Sludge/55 gal drums, Solid/directly in dumpster.)	Trade Name/Chemical Composition (e.g. Nitric acid/HNO ₃ , Tetrahydrofuran/C ₄ H ₈ O.)	Volume (per month)	Disposal Method and Location (year) (e.g. dumpster(55-68), [Name] Landfill(69-81), [Name] Solvent Reclaimer(82-91).
	Flammable, Reactive, or Explosive Materials				
	Fungicides				
	Herbicides				
	Insecticides				
	Insulating/Fire Proofing Materials				
	Laboratory Wastes				
	Lubricants				
	Metals:				
	grindings				
	powders				
	shavings				
	sludges				
	solutions				
	other:				
	Paint and Coating Wastes:				

	Substance	Physical State when Disposed/Type of Container (e.g. Liquid/5 gal pails, Sludge/55 gal drums, Solid/directly in dumpster.)	Trade Name/Chemical Composition (e.g. Nitric acid/HNO ₃ , Tetrahydrofuran/C ₄ H ₈ O.)	Volume (per month)	Disposal Method and Location (year) (e.g. dumpster('55-68), [Name] Landfill('69-81), [Name] Solvent Reclaimer('82-'91).
	paint				
	pigments				
	stripper				
	stains				
	thinner				
	turpentine				
	varnish				
	other:				
	PCBs (polychlorinated biphenyls)				
	Pesticides				
	Photocopying Wastes:				
	toners				
	other:				
	Photography Wastes:				
	developers				
	fixers				

	Substance	Physical State when Disposed/Type of Container (e.g. Liquid/5 gal pails, Sludge/55 gal drums, Solid/directly in dumpster.)	Trade Name/Chemical Composition (e.g. Nitric acid/HNO ₃ , Tetrahydrofuran/C ₄ H ₈ O.)	Volume (per month)	Disposal Method and Location (year) (e.g. dumpster('55-68), [Name] Landfill('69-81), [Name] Solvent Reclaimer('82-'91).
	other:				
	Plating Solutions				
	Pretreatment Sludges/Solutions (sewage)				
	Printing Wastes:				
	inks				
	dyes				
	other:				
	Rags, Used (Indicate prior use)				
	Rodenticides				
	Septic System Wastes				
	Sludges				
	Soldering Solutions				
	Solutions of Polymers, resins, plastics				
	Solvent Extracts				

	Substance	Physical State when Disposed/Type of Container (e.g. Liquid/5 gal pails, Sludge/55 gal drums, Solid/directly in dumpster.)	Trade Name/Chemical Composition (e.g. Nitric acid/HNO ₃ , Tetrahydrofuran/C ₄ H ₈ O.)	Volume (per month)	Disposal Method and Location (year) (e.g. dumpster('55-68'), [Name] Landfill('69-81), [Name] Solvent Reclaimer('82-'91).

**Peterson/Puritan, Inc. Superfund Site
Operable Unit Two
Attachment 1**

REDACTED - Attachment 3a - REDACTED
Carrier Survey in Response to Request 5(a) for Cal's Enterprises, Inc.

SEARCHED ☐ INDEXED ☐
 BREAK ☒ EVIDENCE
 OTHER ☐

Customer Name	Type of Business	Waste Description	Container Type	Pick-up Frequency	Source of Information (and dates of tenure)	Disposal Location (and Relevant Time Period)
Aberthaw Construction	Mansfield, MA construction company	construction debris	30-yd. open box	short-term relief pick-ups of several months with infrequent Site disposals	driver (1972-1985)	J.M. Mills Landfill late 1970s-early 1980s
Alpine Press	Stoughton, MA book publisher	a lot of paper waste; rear-load drivers might have hauled some ink waste	42-yd. packer box; other drivers hauled a rear-load box that might have contained some ink waste	relief stops with infrequent Site disposals	driver (1972-1985)	J.M. Mills Landfill late 1970s-early 1980s
American Motors/Nissan	auto parts warehouse	reject auto parts	42-yd. packer	relief stops with infrequent Site disposals	driver (1972-1985)	J.M. Mills Landfill late 1970s-early 1980s
Armstrong Cork Company	Braintree, MA plant reportedly produced materials for the U.S. Military	large quantities of black cork insulation material, 8-foot long black cork tubes possibly used for pipe insulation, large sheets of black cork material that may have been used as padding in the hulls of naval ships, a lot of black dust, dirty rags, cans with unknown residues and cardboard drums that contained some black dust or powder	42-yard packer box	daily and sometimes twice daily, Site disposals were frequent and sometimes daily for a couple of years in the late 1970s or early 1980s)	driver (early 1970s-1986)	J.M. Mills Landfill (late 1970s or early 1980s)

COPY

0042-0124

REDACTED - Attachment 3a - REDACTED
Carrier Survey In Response to Request 5(a) for Cal's Enterprises, Inc.

Customer Name	Type of Business	Waste Description	Container Type	Pick-up Frequency	Source of Information (and dates of tenure)	Disposal Location (and Relevant Time Period)
Armstrong Cork Company (continued)	Braintree, MA plant reportedly produced materials for the U.S. Military	automotive gaskets and possibly some other assorted shop waste	second roll-off box, either 30- or 42-yds, from the rear of the Armstrong plant	twice weekly	driver (early 1970s-1986)	J.M. Mills Landfill (late 1970s or early 1980s)
	Braintree, MA plant manufactured cork products	cardboard drums with black powder residues, assorted cork material including long cork tubes	one 30-yd. and one 42-yard packerf box	relief stops with some Site disposals	driver (1972-1985)	J.M. Mills Landfill late 1970s-early 1980s
Avon Products	jewelry warehouse in Mansfield, MA	boxes, paper and damaged goods	42-yd. packer	relief stops with infrequent Site disposals	driver (1972-1985)	J.M. Mills Landfill late 1970s-early 1980s
Benjamin Moore Paint Company	paint company located in Milford, MA	paint waste which usually leaked from the box, squashed paint cans containing varying amounts of paint, and sometimes full cases of reject paint	42-yard packer	occasional stops, with a few sporadic disposals at the Site	driver (early 1970s-1986)	J.M. Mills Landfill (late 1970s or early 1980s)
	paint company in Milford, MA	squashed paint cans; full cans of reject paint	42-yd. packer	weekly stops with some Site disposals	driver (1972-1985)	J.M. Mills Landfill late 1970s-early 1980s

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